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NOTIFICATION

LA4-671|1954.

The following Bill together with the Statement of Objects and Reasons is published as ordered by the Speaker under Rule 33 of the Legislative Assembly Rules (as modified and adapted by the Speaker under Article 208 read with Article 238 Clause (11) of the Constitution of India).

Legislature Secretariat,
Trivandrum, 21st July 1954.

V. KRISHNAMOORTHI,
Secretary, Legislative Assembly.

THE TRAVANCORE-COCHIN CIVIL COURTS (AMENDMENT) BILL

A Bill further to amend the Travancore-Cochin Civil Courts Act, 1951.

Preamble. Whereas it is deemed necessary further to amend the Travancore-Cochin Civil Courts Act, 1951 (Act XXII of 1951), for the purpose hereinafter appearing;

Be it enacted in the Fifth Year of the Republic of India as follows:—

1. **Short title and commencement.** (1) This Act may be called the Travancore-Cochin Civil Courts (Amendment) Act, 1954.

(2) It shall come into force on such date as the Government may, by notification in the Gazette, appoint.

2. **Amendment of Section 22, Act XXII of 1951.** In Section 22 of the Travancore-Cochin Civil Courts Act, 1951 (Act XXII of 1951), hereinafter referred to as the said Act,—

(i) in sub-section (1), after the words "District Munsiffs and", the words "from the original decrees and orders of" shall be inserted;

(ii) to sub-section (1), the following provisos shall be added, namely:—

"Provided that the District Judge may transfer any appeal from the decrees and orders of District Munsiffs, preferred in the District Court, to any Subordinate Judge within the District and having territorial jurisdiction to hear such appeal; and thereupon such Subordinate Judge shall hear and dispose of such appeal and in doing so, shall have all the powers of a District Judge:

Provided further that the District Judge may retransfer to his own Court any appeal transferred by him under the first proviso to this sub-section and dispose of it himself in due course of law"; and

(iii) after sub-section (2), the following sub-section shall be inserted, namely:—

"(3) Appeals from appellate decrees and orders of Subordinate Judges shall, when such appeals are allowed by law, lie to the High Court."

3. **Amendment of Section 25, Act XXII of 1951.** In Section 25 of the said Act, in the second paragraph, after the words "District Judge", the words "or Subordinate Judge" shall be inserted.

STATEMENT OF OBJECTS AND REASONS

The Travancore-Cochin Civil Courts Bill provides for the establishment of Subordinate Judges Courts. But the Courts so established cannot at present exercise any appellate jurisdiction. It is considered desirable in the interests of the speedy disposal of Civil appeals that the Subordinate Judges of the Courts to be established under the Act may have the power to hear appeals from decrees and orders of District Munsiffs in suits arising within their local jurisdiction. The Bill is intended to confer such appellate jurisdiction on Subordinate Judges.

A. THANU PILLAI.

ELECTION COMMISSION, INDIA.

New Delhi-2
Dated the 17th July, 1954.

NOTIFICATION

No. 82|8|54|12882. WHEREAS the election of Shri K. C. Abraham of Manapilly, Ayyampilly, as a member of the Travancore-Cochin Legislative Assembly from the Narakkal constituency of that Assembly, has been called in question by an election petition presented under Part VI of the Representation of the People Act, 1951 (XLIII of 1951), by Shri Mathai Mathew Manjuran, Pachalam Municipal Town Ernakulam, Travancore-Cochin State;

AND WHEREAS by Notification No. 82|8|54|11385, dated the 15th June, 1954, the Election Commission has appointed Shri K. Sankaranarayana Iyer, District Judge, Ernakulam, to be the Chairman of the Election Tribunal for trial of the said petition;

NOW, THEREFORE, in pursuance of the provisions of Section 86 of the said Act, the Election Commission hereby appoints:—

1. Shri A. Madhava Prabhu,
   Retired District Judge,
   Ernakulam, and

2. Shri T. S. Venkatachalam Iyer,
   Advocate, Trichur.

as the other members of the said Tribunal.

By Order,

(Sd.) K. S. RAJAGOPALAN,
Assistant Secretary,
Election Commission, India.